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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 MARIA ALICIA TORRES-GUTIERREZ,

17 Defendant.
18

) Case No. CR 18-458 RS (2)

) **STIPULATION AND ORDER CONTINUING**
) **STATUS CONFERENCE AND EXCLUDING**
) **TIME UNDER THE SPEEDY TRIAL ACT**

19 This matter is presently set for a status conference on May 14, 2019. The government has produced
20 discovery to the defendant. On April 29, 2019, the Court issued a protective order with respect to certain
21 other discovery, and the government is in the process of producing additional discovery, including wiretap
22 recordings, pursuant to the terms of that protective order. Ms. Torres-Gutierrez is currently on pretrial
23 release and resides in the Central District of California. In light of the additional pending discovery, the
24 protective order's restrictions on the dissemination of that discovery, and the defendant's residence outside
25 the district, the parties do not believe they will be in a position to provide the Court with a meaningful
26 status update on the date currently set. For these reasons, the parties stipulate and respectfully request the
27 Court continue the status conference from May 14, 2019 to June 18, 2019 at 2:30 p.m.
28

1 For the same reasons, the parties also stipulate that the time between May 14, 2019 and June 18,
2 2019, should be excluded from calculation under the Speedy Trial Act for the effective preparation of
3 counsel and that ends of justice served by any such continuance outweigh the best interests of the public
4 and the defendant in a speedy trial.

5 **IT IS SO STIPULATED** this 30th day of April, 2019.

6 DAVID L. ANDERSON
7 United States Attorney

MOEEL LAW OFFICE

8
9 /s/
10 NIKHIL BHAGAT
Assistant United States Attorney
Attorneys for the United States


/s/
SHAFFY MOEEL
*Attorney for Maria Alicia Torres-
Gutierrez*

11
12 **ORDER**

13 For good cause shown, with respect to defendant Maria Alicia Torres-Gutierrez, the status
14 conference hearing presently set for May 14, 2019 at 2:30 p.m. is continued to June 18, 2019 at 2:30
15 p.m.

16 Based upon the stipulation of counsel and for good cause shown, the Court finds that failing to
17 exclude the time between May 14, 2019, and June 18, 2019 would deny counsel the reasonable time
18 necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §
19 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from May
20 14, 2019 through and including June 18, 2019, from computation under the Speedy Trial Act outweigh
21 the best interests of the public and the defendants in a speedy trial. Having made these findings, it is
22 hereby **ORDERED** that the time from May 14, 2019 through and including June 18, 2019, shall be
23 excluded from computation under the Speedy Trial Act as to this defendant. 18 U.S.C. § 3161(h)(7)(B)(iv).
24

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED** this 1st day of May, 2019.

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27 
28 THE HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE